

David T. Biderman, Bar No. 101577
DBiderman@perkinscoie.com
Steven K. Hwang, Bar No. 216852
SKHwang@perkinscoie.com
PERKINS COIE LLP
1888 Century Park E., Suite 1700
Los Angeles, CA 90067-1721
Telephone: 310.788.9900
Facsimile: 310.788.3399

Lauren Watts Staniar, *pro hac vice*
LStaniar@perkinscoie.com
Charles Sipos, *pro hac vice pending*
CSipos@perkinscoie.com
PERKINS COIE LLP
1201 Third Avenue, Suite 4900
Seattle, WA 98101
Telephone: 206.359.8000
Facsimile: 206.359.9000

Attorneys for Defendants
Reckitt Benckiser LLC and RB Health (US) LLC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

THOMAS MATTHEWS, *individually and*
on behalf of all others similarly situated,

Plaintiff,

v.

RECKITT BENCKISER LLC and
RB HEALTH (US) LLC,

Defendants.

Case No. 1:20-cv-00854-NONE-EPG

**NOTICE OF HEARING ON
DEFENDANTS' MOTION TO DISMISS
PLAINTIFF'S AMENDED CLASS
ACTION COMPLAINT**

District Judge: NONE
Hearing Date: January 22, 2021
Hearing Location: Courtroom #4, 7th Floor

1 NOTICE IS HEREWITH GIVEN that on January 22, 2021, as soon as the matter may be
2 heard in the courtroom of Judge Lawrence J. O'Neill (Ret.), located in the Robert E. Coyle United
3 States Courthouse at 2500 Tulare Street, Courtroom Four, Seventh Floor, Fresno, CA 93721,
4 Defendants Reckitt Benckiser LLC and RB Health (US) LLC (collectively, "RB Health") will move
5 pursuant to Federal Rules of Civil Procedure 12(b)(6) and 12(b)(1) to dismiss Plaintiff's Amended
6 Class Action Complaint (the "Motion," ECF No. 38).

7 Notice is further given that pursuant to Local Rule 230(c), opposition, if any, to the Motion
8 must be in writing and must be served to counsel identified on this caption page, pursuant to and in
9 accordance with the Local Rules, and filed with this Court at least fourteen (14) days preceding the
10 date or continued date of the hearing. If there is no opposition to the Motion, the responding party
11 shall serve and file a statement to that effect. Please note that the failure to timely file a written
12 opposition may be deemed a waiver of any opposition to granting of the Motion. Unless good
13 cause is shown, no party will be heard in opposition to a motion at oral argument if written
14 opposition has not been timely filed.

15 This Notice of Hearing is based on the Motion (ECF No. 38), Memorandum of Points and
16 Authorities (ECF No. 38-1), Request for Judicial Notice (ECF No. 38-2), and Declaration of David
17 T. Biderman in support thereof (ECF Nos. 38-3, 38-4), all pleadings, papers and records on file
18 with the Court and such other evidence as may be presented to this Court with respect to this
19 Motion.

DATED: December 8, 2020

PERKINS COIE LLP

By: /s/ David T. Biderman

David T. Biderman, Bar No. 101577
DBiderman@perkinscoie.com
Steven K. Hwang, Bar No. 216852
SHwang@perkinscoie.com
Lauren Watts Staniar, *pro hac vice*
LStaniar@perkinscoie.com
Charles Sipos, *pro hac vice pending*
CSipos@perkinscoie.com

Attorneys for Defendants
Reckitt-Benckiser LLC and RB Health (US)
LLC

CERTIFICATE OF SERVICE

The undersigned certifies that on December 8, 2020, I caused to be filed via the CM/ECF system true and correct copies of the following documents and that the service of these documents was accompanied on all parties in the case by CM/ECF system.

/s/ David T. Biderman

David T. Biderman, Bar No. 101577

DBiderman@perkinscoie.com